

## Message Text

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APPROVED BY EB/IFD/BP:HARVEY J. WINTER  
IO/EX:K CARROLL  
IO/DHP:S STEINER  
COMMISSIONER OF PATENTS:D BANNER  
REGISTER OF COPYRIGHTS:BRINGER(SUB)  
AF/EPS:L M WHITE  
EA/EP:W R WARNE  
EUR/RPE:W H DAMERON  
EUR/RPE:D B KURSCH  
EUR/WE:M LISSFELT  
NEA/ARN:M DRAPER  
ARA/ECP:J HENNEKE  
EB/IFD:CFMEISSNER

-----080146 060738Z /23

R 052201Z JUN 78  
FM SECSTATE WASHDC  
TO AMEMBASSY ABIDJAN  
AMEMBASSY ACCRA  
USINT BAGHDAD  
AMEMBASSY BANGUI  
AMEMBASSY BERLIN  
AMEMBASSY BERN  
AMEMBASSY BONN  
AMEMBASSY BRASILIA  
AMEMBASSY BRUSSELS  
AMEMBASSY BUCHAREST  
AMEMBASSY BUDAPEST  
AMEMBASSY BUENOS AIRES  
AMEMBASSY CANBERRA  
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AMEMBASSY COLOMBO  
AMEMBASSY DAMASCUS  
AMEMBASSY DUBLIN  
AMEMBASSY KHARTOUM  
AMEMBASSY LAGOS  
AMEMBASSY LONDON  
AMEMBASSY LUSAKA  
AMEMBASSY MADRID  
AMEMBASSY MANILA

AMEMBASSY MEXICO  
AMEMBASSY MOSCOW  
AMEMBASSY NEW DELHI  
AMEMBASSY OTTAWA  
AMEMBASSY PARIS  
AMEMBASSY PRAGUE  
AMEMBASSY RABAT  
AMEMBASSY ROME  
AMEMBASSY SOFIA  
AMEMBASSY STOCKHOLM  
AMEMBASSY TOKYO  
AMEMBASSY TRIPOLI  
AMEMBASSY TUNIS  
AMEMBASSY VIENNA  
AMEMBASSY WARSAW  
INFO USMISSION GENEVA  
USMISSION USUN NEW YORK

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E.O. 11652: GDS

TAGS: WIPO  
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SUBJ: ELECTION OF DIRECTOR GENERAL - WORLD INTELLECTUAL  
PROPERTY ORGANIZATION (WIPO)

1. THE POST OF DIRECTOR GENERAL OF WIPO, A UN SPECIALIZED AGENCY, IS PRESENTLY HELD BY DR. ARPAD BOGSCH, A NATIONAL OF THE UNITED STATES. HE WAS APPOINTED BY THE WIPO GENERAL ASSEMBLY IN 1973 FOR SIX YEARS AND HIS APPOINTMENT WILL EXPIRE IN DECEMBER 1979.

2. FYI. BECAUSE U.S. INDUSTRY AND NATIONALS HAVE MORE EXTENSIVE AND VALUABLE FOREIGN INTELLECTUAL PROPERTY RIGHTS (PATENTS, TRADEMARKS, AND COPYRIGHTS) THAN THOSE OF ANY OTHER COUNTRY, THE EFFECTIVE AND EFFICIENT FUNCTIONING OF WIPO IS EXTREMELY IMPORTANT TO THE U.S. (THE U.S. BELONGS TO FIVE INDUSTRIAL PROPERTY AND COPYRIGHT AGREEMENT ADMINISTERED BY WIPO.) BOGSCH HAS PROVEN HIMSELF TO BE AN EXTREMELY COMPETENT ADMINISTRATOR, AND THE INTERESTED SUBSTANTIVE AGENCIES, THE U.S. PATENT AND TRADEMARK OFFICE AND THE COPYRIGHT OFFICE, AS WELL AS THE DEPARTMENT STRONGLY SUPPORT HIS CANDIDACY FOR REAPPOINTMENT AS DIRECTOR GENERAL. HIS REELECTION IS CONSIDERED TO BE IN THE BEST INTEREST OF THE UNITED STATES AND THE INTELLECTUAL PROPERTY SYSTEM IN GENERAL. END FYI.

3. ACCORDING TO THE "CONVENTION ESTABLISHING THE WORLD INTELLECTUAL PROPERTY ORGANIZATION" (WIPO CONVENTION), THE

WIPO GENERAL ASSEMBLY APPOINTS THE DIRECTOR GENERAL UPON NOMINATION OF THE WIPO COORDINATION COMMITTEE, A 39-MEMBER BODY. THE NEXT MEETING OF THE WIPO COORDINATION COMMITTEE IS SCHEDULED FOR SEPTEMBER 1978. THE US IS TAKING APPROPRIATE STEPS TO REQUEST THE DIRECTOR GENERAL OF WIPO TO HAVE THIS ITEM PUT ON THE AGENDA OF THIS MEETING.

4. ACTION: ALL EMBASSIES EXCEPT PARIS: EMBASSIES ARE REQUESTED TO DELIVER AN AIDE-MEMOIRE (TEXT FOLLOWS) TO  
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COORDINATION COMMITTEE MEMBER GOVERNMENTS ENLISTING THEIR SUPPORT BY JUNE 12 AT LATEST IN ORDER THAT USDEL TO A WIPO MEETING OF THE PREPARATORY INTERGOVERNMENTAL COMMITTEE ON THE REVISION OF THE PARIS INDUSTRIAL PROPERTY CONVENTION (JUNE 19-30) MAY DISCUSS THIS MATTER WITH VARIOUS GOVERNMENTS ATTENDING THIS MEETING.

5. ACTION - AMEMBASSY PARIS. FYI. THE FEDERAL REPUBLIC OF GERMANY (FRG) (DR. ALBRECHT KRIEGER, MINISTERIALDIREKTOR, FEDERAL MINISTRY OF JUSTICE) TOOK THE INITIATIVE TO DISCUSS WITH USG OFFICIALS (PATENT COMMISSIONER-DESIGNATE DONALD BANNER AND HARVEY WINTER, DIRECTOR, OFFICE OF BUSINESS PRACTICES, EB/IFD/BP) THE RE-ELECTION OF DR. BOGSCH AT WIPO MEETINGS IN GENEVA LAST MARCH AND APRIL. THE FRG BELIEVES THAT BECAUSE OF THE IMPORTANCE OF THE FOREIGN INDUSTRIAL PROPERTY INTERESTS OF GROUP B COUNTRIES, IT IS ABSOLUTELY NECESSARY TO HAVE A DIRECTOR GENERAL FROM A GROUP B COUNTRY. FURTHER, THE FRG BELIEVES THAT THE INCUMBENT DIRECTOR GENERAL IS THE OBVIOUS AND BEST QUALIFIED CANDIDATE FOR THAT POSITION. TO THIS END, KRIEGER INFORMALLY DISCUSSED BOGSCH'S RE-ELECTION WITH REPRESENTATIVES OF A NUMBER OF WESTERN EUROPEAN COUNTRIES (AUSTRIA, DENMARK, FRANCE, ITALY, LUXEMBOURG, NETHERLANDS, SWITZERLAND, UNITED KINGDOM) AT A MEETING OF THE ADMINISTRATIVE COUNCIL OF THE EUROPEAN PATENT ORGANIZATION IN MARCH. HE OBTAINED POSITIVE RESPONSES OF SUPPORT FOR BOGSCH'S RE-ELECTION FROM ALL COUNTRIES EXCEPT FRANCE. (THE FRENCH REPRESENTATIVE AT THIS MEETING WAS GEORGE VIANES, DIRECTOR, NATIONAL INSTITUTE OF INDUSTRIAL PROPERTY.) THE FRG BELIEVES THAT FRENCH SUPPORT FOR BOGSCH'S RE-ELECTION IS MOST DESIRABLE IN ORDER THAT GROUP B PRESENT A UNITED FRONT ON THIS CRUCIAL MATTER. FRG THEREFORE HAS SUGGESTED THAT OUR AMBASSADOR IN PARIS CONTACT THE FRENCH GOVERNMENT AT A HIGH LEVEL ON THIS  
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MATTER. END FYI. EMBASSY IS REQUESTED TO TAKE UP RE-ELECTION OF BOGSCH AS DIRECTOR GENERAL OF WIPO AT APPROPRI-

ATELY HIGH LEVEL IN FRENCH GOVERNMENT AND STRESS IMPORTANCE  
OF HIS RE-ELECTION TO FRANCE AS WELL AS THE U.S. AND OTHER

GROUP B COUNTRIES BECAUSE OF THE EXTENSIVE AND VALUABLE  
FOREIGN INTELLECTUAL PROPERTY RIGHTS OF GROUP B COUNTRIES  
GENERALLY.

----- US AIDE MEMOIRE TO THE  
----- MEMBER STATES OF THE WIPO  
----- COORDINATION COMMITTEE

THE POST OF DIRECTOR GENERAL OF THE WORLD INTELLECTUAL  
PROPERTY ORGANIZATION (WIPO), ONE OF THE SPECIALIZED AGEN-  
CIES OF THE UNITED NATIONS SYSTEM OF ORGANIZATIONS, IS  
FILLED BY APPOINTMENT BY THE GENERAL ASSEMBLY OF WIPO. THE  
GENERAL ASSEMBLY APPOINTS THE DIRECTOR GENERAL UPON NOMINA-  
TION OF THE WIPO COORDINATION COMMITTEE, A 39-MEMBER BODY  
OF WHICH HIS EXCELLENCY'S GOVERNMENT IS A MEMBER.

THE PRESENT INCUMBENT OF THE POST IS DR. ARPAD BOGSCH,  
WHO HAS HELD THIS POSITION SINCE 1973. BEING A NATIONAL OF  
THE UNITED STATES OF AMERICA, HE WAS PROPOSED BY THIS  
GOVERNMENT. HE WAS THE NOMINEE OF THE WIPO COORDINATION  
COMMITTEE BY UNANIMITY AND WAS APPOINTED THROUGH UNANIMOUS  
DECISION BY THE WIPO GENERAL ASSEMBLY IN 1973. HE WAS  
APPOINTED FOR A SIX YEAR TERM WHICH WILL EXPIRE IN  
DECEMBER 1979.

THE WIPO CONVENTION PROVIDES THAT WHEN THE TERM OF  
OFFICE OF THE DIRECTOR GENERAL IS ABOUT TO EXPIRE THE WIPO  
COORDINATION COMMITTEE HAS TO NOMINATE A CANDIDATE FOR  
APPOINTMENT BY THE WIPO GENERAL ASSEMBLY. THE WIPO GENERAL  
ASSEMBLY WILL HAVE ITS NEXT ORDINARY SESSION IN 1979, AND  
THE LAST ORDINARY SESSION OF THE WIPO COORDINATION COMMIT-  
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TEE WHICH WILL PRECEDE THAT SESSION WILL TAKE PLACE IN  
GENEVA IN SEPTEMBER/OCTOBER 1978.

THE GOVERNMENT OF THE UNITED STATES OF AMERICA WILL  
PROPOSE THAT DR. BOGSCH BE RE-APPOINTED FOR A NEW TERM OF  
SIX YEARS. IT WILL ALSO PROPOSE THAT THE MATTER BE PUT ON  
THE AGENDA OF THE WIPO COORDINATION COMMITTEE AT ITS NEXT  
SESSION IN SEPTEMBER/OCTOBER 1978 AND THAT THE WIPO COORDI-  
NATION COMMITTEE NOMINATE DR. BOGSCH SO THAT THE WIPO  
GENERAL ASSEMBLY, WHEN IT MEETS IN 1979, MAY ACT UPON SUCH  
NOMINATION.

THE GOVERNMENT OF THE UNITED STATES OF AMERICA HAS  
ASCERTAINED FROM DR. BOGSCH THAT HE IS READY TO SERVE IF  
REAPPOINTED.

IT IS THE STRONG BELIEF OF THE GOVERNMENT OF THE UNITED STATES OF AMERICA, WHICH IT HOPES ALL OTHER MEMBERS OF WIPO WILL SHARE, THAT THE RE-APPOINTMENT OF DR. BOGSCH WOULD BE IN THE BEST INTEREST OF ALL MEMBER STATES AND OF WIPO ITSELF. DR. BOGSCH IS EXCEPTIONALLY WELL QUALIFIED FOR THE POST AND HAS BEEN SERVING THE ORGANIZATION FOR 15 YEARS. DURING THIS PERIOD HE HAS AMPLY DEMONSTRATED HIS LOYALTY TO THE ORGANIZATION, HIS DESIRE AND ABILITY TO SERVE ALL MEMBERS EQUALLY, AND HIS UNDERSTANDING OF THE ASPIRATIONS OF THE DEVELOPING COUNTRIES AS WELL AS THE DESIRABILITY OF IMPROVEMENT OF EAST-WEST RELATIONS. IT IS DUE TO A GREAT EXTENT TO HIS LEADERSHIP THAT, DURING HIS TENURE AS DIRECTOR GENERAL, WIPO HAS BECOME A SPECIALIZED AGENCY OF THE UNITED NATIONS, THAT IT HAS VERY SUBSTANTIALLY INCREASED ITS ACTIVITIES CONCERNING LEGAL-TECHNICAL ASSISTANCE FOR THE BENEFIT OF DEVELOPING COUNTRIES, AND THAT SEVERAL TREATIES REGULATING INTERNATIONAL RELATIONS IN THE FIELD OF INTEL-LIMITED OFFICIAL USE LIMITED OFFICIAL USE

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LECTUAL PROPERTY HAVE OR ARE ABOUT TO BE CONCLUDED OR REVISED.

A SHORT CURRICULUM VITAE OF DR. BOGSCH IS ATTACHED.

THE GOVERNMENT OF THE UNITED STATES OF AMERICA WOULD APPRECIATE IT IF HIS EXCELLENCY'S GOVERNMENT COULD SUPPORT THE CANDIDACY OF DR. BOGSCH FOR RE-APPOINTMENT FOR A NEW PERIOD OF SIX YEARS TO THE POST OF DIRECTOR GENERAL OF WIPO.

7. DRAFT CURRICULUM VITAE TEXT:

----- CURRICULUM VITAE

----- DR. ARPAD BOGSCH

DR. ARPAD BOGSCH (BORN IN 1919), A CITIZEN OF THE UNITED STATES OF AMERICA, HAS BEEN THE DIRECTOR GENERAL OF THE WORLD INTELLECTUAL PROPERTY ORGANIZATION (WIPO) SINCE NOVEMBER 1973.

BEFORE BEING APPOINTED DIRECTOR GENERAL, DR. BOGSCH HAD BEEN DEPUTY DIRECTOR OF THE UNITED INTERNATIONAL BUREAUX FOR THE PROTECTION OF INTELLECTUAL PROPERTY (BIRPI) SINCE 1963, AND THEN FIRST DEPUTY DIRECTOR GENERAL OF WIPO SINCE 1970. IN THIS CAPACITY HE WAS CHIEF ADVISOR TO HIS PREDECESSOR IN THE EXECUTION OF THE COMPLETE ADMINISTRATIVE AND FINANCIAL REORGANIZATION OF THE INTERNATIONAL BUREAU OF WIPO, THE INTRODUCTION OF MODERN MANAGEMENT PROCEDURES, THE INTERNATIONALIZATION OF THE RECRUITMENT OF THE STAFF, AND THE ESTABLISHMENT OF CLOSE RELATIONS WITH MEMBER GOVERN-

MENTS AND THE UNITED NATIONS.

DR. BOGSCH HAS PLAYED AN EMINENT ROLE IN THE REALIZATION OF MOST OF THE MORE IMPORTANT INTERNATIONAL MULTILATERAL TREATIES OF THE LAST 25 YEARS IN THE FIELD OF INTEL-  
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LECTUAL PROPERTY. HE WAS RESPONSIBLE FOR STARTING THE NEGOTIATIONS WITH THE UNITED NATIONS THAT RESULTED IN THE AGREEMENT MAKING WIPO A SPECIALIZED AGENCY OF THE UNITED NATIONS.

HE IS THE AUTHOR OF SEVERAL BOOKS AND MANY ARTICLES AND REPORTS ON INTELLECTUAL PROPERTY SUBJECTS.

HE HAS LAW DEGREES FROM THE UNIVERSITIES OF BUDAPEST, PARIS, AND WASHINGTON (GEORGE WASHINGTON UNIVERSITY) AND AN HONORARY LAW DEGREE FROM THE UNIVERSITY OF JABALPUR (INDIA). HE WAS IN PRIVATE PRACTICE AS AN ATTORNEY AT LAW UNTIL 1948; HE WAS A MEMBER OF THE STAFF OF UNESCO (COPYRIGHT DIVISION) IN PARIS FROM 1948 TO 1954; HE WAS A LEGAL ADVISOR AT THE U. S. COPYRIGHT OFFICE IN WASHINGTON FROM 1954 TO 1963, AND FROM 1961 TO 1962 WORKED FOR THE U. S. PATENT OFFICE. UNQUOTE.

8. FOR AMEMBASSY LONDON: PLEASE DELAY PRESENTATION OF AIDE-MEMOIRE UNTIL JUNE 15. IN LIGHT OF OUR INABILITY TO ACCEDE TO UK PROPOSAL CONCERNING OTHER UN POSTS, AS OUTLINED IN STATE 141206 (NOTAL), WOULD NOT WISH THAT MATTER LINKED IN ANY WAY TO THIS REQUEST FOR UK SUPPORT FOR BOGSCH'S REAPPOINTMENT. WE DOUBT UK WOULD LINK TWO MATTERS, BUT TIME LAPSE CAN DO NO HARM, AND MAY HELP. VANCE

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## Message Attributes

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